



2009 SENATE BILL 482

1 **AN ACT** *to repeal* 448.95 (2), 448.95 (3), 448.953 (3) and (4) and 448.956 (1) (am);
2 *to amend* 448.95 (5) (a), 448.95 (5) (b), 448.95 (5) (c), 448.95 (5) (d), 448.952 (3),
3 448.953 (1) (f), 448.954 (2), 448.9545 (2) (a), 448.955 (1), 448.956 (2) (b), 448.956
4 (3) (intro.), 448.956 (3) (a), 448.956 (3) (b) and 448.956 (3) (c); and *to create*
5 448.95 (5) (e), 448.95 (5) (f), 448.95 (7) and 448.956 (1m) of the statutes;
6 **relating to:** the practice of athletic trainers and granting rule-making
7 authority.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 8 **SECTION 1.** 448.95 (2) of the statutes is repealed.
- 9 **SECTION 2.** 448.95 (3) of the statutes is repealed.
- 10 **SECTION 3.** 448.95 (5) (a) of the statutes is amended to read:

SENATE BILL 482**SECTION 3**

1 448.95 (5) (a) Preventing, recognizing and evaluating athletic injuries or
2 illnesses sustained while participating in physical activity.

3 **SECTION 4.** 448.95 (5) (b) of the statutes is amended to read:

4 448.95 (5) (b) Managing and administering the initial treatment of athletic
5 injuries or illnesses sustained while participating in physical activity.

6 **SECTION 5.** 448.95 (5) (c) of the statutes is amended to read:

7 448.95 (5) (c) Giving emergency care or first aid for an athletic injury or illness
8 sustained while participating in physical activity.

9 **SECTION 6.** 448.95 (5) (d) of the statutes is amended to read:

10 448.95 (5) (d) Rehabilitating and physically reconditioning athletic injuries or
11 illnesses sustained while participating in physical activity.

12 **SECTION 7.** 448.95 (5) (e) of the statutes is created to read:

13 448.95 (5) (e) Rehabilitating and physically reconditioning injuries or illnesses
14 that impede or prevent an individual from returning to participation in physical
15 activity, if the individual recently participated in, and intends to return to
16 participation in, physical activity.

17 **SECTION 8.** 448.95 (5) (f) of the statutes is created to read:

18 448.95 (5) (f) Establishing or administering risk management, conditioning,
19 and injury prevention programs.

20 **SECTION 9.** 448.95 (7) of the statutes is created to read:

21 448.95 (7) “Physical activity” means vigorous participation in exercise, sports,
22 games, recreation, wellness, fitness, or employment activities.

23 **SECTION 10.** 448.952 (3) of the statutes is amended to read:

24 448.952 (3) An athletic trainer who is in this state temporarily with an
25 individual or group that is participating in a specific athletic event or series of

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1 athletic events and who is licensed, certified, or registered by another state or
2 country or certified as an athletic trainer by the Board of Certification of the National
3 Athletic Trainers' Association Board of Certification, Inc., or its successor agency.

4 **SECTION 11.** 448.953 (1) (f) of the statutes is amended to read:

5 448.953 (1) (f) Submits evidence satisfactory to the affiliated credentialing
6 board that he or she has met the requirements for certification established by the
7 National Athletic Trainers' Association Board of Certification, Inc., or its successor
8 agency and has passed the certification examination administered by the National
9 Athletic Trainers' Association Board of Certification, Inc., or its successor agency.

10 **SECTION 12.** 448.953 (3) and (4) of the statutes are repealed.

11 **SECTION 13.** 448.954 (2) of the statutes is amended to read:

12 448.954 (2) In lieu of an examination under sub. (1), the affiliated credentialing
13 board may accept the results of an examination administered by the National
14 Athletic Trainers' Association Board of Certification, Inc., or its successor agency.

15 **SECTION 14.** 448.9545 (2) (a) of the statutes is amended to read:

16 448.9545 (2) (a) A course that has been approved for continuing education
17 credit by the National Athletic Trainers' Association Board of Certification, Inc., or
18 its successor agency.

19 **SECTION 15.** 448.955 (1) of the statutes is amended to read:

20 448.955 (1) The renewal dates for licenses granted under this subchapter, ~~other~~
21 ~~than temporary licenses granted under s. 448.953 (3) or (4),~~ are specified under s.
22 440.08 (2) (a).

23 **SECTION 16.** 448.956 (1) (am) of the statutes is repealed.

24 **SECTION 17.** 448.956 (1m) of the statutes is created to read:

SENATE BILL 482**SECTION 17**

1 448.956 (1m) Subject to sub. (1) (a), a licensee may provide athletic training
2 to an individual without a referral, except that a licensee may not provide athletic
3 training as described under s. 448.95 (5) (d) or (e) in an outpatient rehabilitation
4 setting unless the licensee has obtained a written referral for the individual from a
5 practitioner licensed or certified under subch. II, III, IV, V, or VII of this chapter;
6 under ch. 446; or under s. 441.16 (2).

7 **SECTION 18.** 448.956 (2) (b) of the statutes is amended to read:

8 448.956 (2) (b) Suggest modifications in treatment or rehabilitation of an
9 injured person to the consulting physician health care practitioner who referred the
10 person to the athletic trainer or to any other health care provider who is providing
11 treatment to the person.

12 **SECTION 19.** 448.956 (3) (intro.) of the statutes is amended to read:

13 448.956 (3) (intro.) When working on behalf of his or her primary employer, a
14 licensee may, in accordance with a protocol established under sub. (1) (a), do all of the
15 following:

16 **SECTION 20.** 448.956 (3) (a) of the statutes is amended to read:

17 448.956 (3) (a) Treat and rehabilitate an athletic injury or illness using cold,
18 heat, light, sound, electricity, exercise, chemicals, or mechanical devices.

19 **SECTION 21.** 448.956 (3) (b) of the statutes is amended to read:

20 448.956 (3) (b) Evaluate and treat a person for an athletic injury or illness that
21 has not previously been diagnosed.

22 **SECTION 22.** 448.956 (3) (c) of the statutes is amended to read:

23 448.956 (3) (c) Treat or rehabilitate an employee of the primary employer with
24 an injury or illness that is identical to an athletic injury and that has resulted from
25 an occupational employment activity as directed, supervised, and inspected by a

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1 physician, as defined in s. 448.01 (5), or by a person licensed under s. 446.02, who has
2 the power to direct, decide, and oversee the implementation of the treatment or
3 rehabilitation.

4 (END)